



Dkt. 2048/50875-DA/JPW/AG

IFW/AF

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Graham P. Allaway et al.

Serial No. : 09/888,938 Examiner: Bo Peng, Ph.D.

Filed : June 25, 2001 Group Art Unit: 1648

For : METHODS FOR PREVENTING HIV-1 INFECTION OF CD4+ CELLS

1185 Avenue of the Americas  
New York, New York 10036  
December 15, 2006

MAIL STOP AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

Sir:

**NOTICE OF APPEAL FROM THE EXAMINER'S DECISION  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES  
AND PETITION FOR THREE-MONTH EXTENSION OF TIME**

Applicants hereby appeal to the Board from the decision of the Examiner mailed June 15, 2006 finally rejecting pending claims 51 and 53-58 in connection with the above-identified application. Applicants have previously established small entity status. The required fee for a small entity for filing a Notice of Appeal under 37 C.F.R. §1.17(b) is TWO HUNDRED FIFTY DOLLARS (\$250.00) and a check including this amount is enclosed. A response to the June 15, 2006 Final Office Action was due on September 15, 2006. Applicants hereby request a three-month extension of time. The fee for a three-month extension of time for a small entity is FIVE HUNDRED TEN DOLLARS (\$510.00) and a check including this amount is enclosed. A response to the June 15, 2006 Final Office Action is now due December 15, 2006, making this application pending today for the purpose of filing a Notice of Appeal.

12/19/2006 HVUONG1 00000063 09888938

01 FC:2401  
02 FC:2253

250.00 OP  
510.00 OP

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No fee, other than the enclosed \$250.00 fee for filing a Notice of Appeal and the \$510.00 fee for a three-month extension of time, is deemed necessary. However, if any additional fee is required, authorization is hereby given to charge the amount of such fee to Deposit Account No. 03-3125.

Respectfully submitted,



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I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:  
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Alexandria, VA 22313-1450

*John P. White* 12/15/06  
John P. White Date  
Reg. No. 28,678